



The Public Service Commission State of South Carolina

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Posted: 8/7/19 @3:25 p.m./ha

SPECIAL COMMISSION BUSINESS MEETING

***Monday, August 12, 2019 @ 10:00 a.m.**

**Public Service Commission of South Carolina
Hearing Room
101 Executive Center Drive
Columbia, South Carolina 29210**

ADMINISTRATIVE DEPARTMENT AGENDA

The Commission's regularly scheduled business meeting, pursuant to S.C. Code Ann. Section 58-3-90 and S.C. Code Ann. Regs. 103-814, will be held each Wednesday in the Commission's hearing room at 2:00 p.m. or as soon thereafter as any hearing which may be set on the morning thereof is concluded. Information concerning the agenda, date, time and place of any regularly scheduled, special, rescheduled or called business meeting will be posted on the Commission's bulletin board at its offices, 101 Executive Center Drive, Suite 100, Columbia, South Carolina 29210, and on the Commission's internet website, as early as is practicable but not later than twenty-four hours before the business meeting. All public bodies must post on such bulletin board or website, if any, public notice for any called, special, or rescheduled meetings.

COMMISSION ACTION ON THE FOLLOWING ITEMS:

1. [DOCKET NO. 2019-184-E](#) - South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Dominion Energy South Carolina, Incorporated's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended) - S.C. Code Ann. Section 58-41-20(A);

[DOCKET NO. 2019-185-E](#) - South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Duke Energy Carolinas, LLC's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended) - S.C. Code Ann. Section 58-41-20(A);

-and-

[DOCKET NO. 2019-186-E](#) - South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Duke Energy Progress, LLC's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended)

To Hear Presentations from Prospective Consultants Related to S. C. Code Ann. Section 58-41-20 and the South Carolina Energy Freedom Act.

S.C. Code Section 58-41-20(I) reads as:

The commission is authorized to employ, through contract or otherwise, third party consultants and experts in carrying out its duties under this section, including, but not limited to, evaluating avoided cost rates, methodologies, terms, calculations, and conditions under this section. The commission is exempt from complying with the State Procurement Code in the selection and hiring of a third party consultant or expert authorized by this subsection. The commission shall engage, for each utility, a qualified independent third party to submit a report that includes the third party's independently derived conclusions as to that third party's opinion of each utility's calculation of avoided costs for purposes of proceedings conducted pursuant to this section. The qualified independent third party is subject to the same ex parte prohibitions contained in Chapter 3, Title 58 as all other parties. The qualified independent third party shall submit all requests for documents and information necessary to their analysis under the authority of the commission and the commission shall have full authority to compel response to the requests. The qualified independent third party's duty will be to the commission. Any conclusions based on the evidence in the record and included in the report are intended to be used by the commission along with all other evidence submitted during the proceeding, to inform its ultimate decision setting the avoided costs for each electrical utility. The utilities may require confidentiality agreements with the independent third party that do not impede the third party analysis. The utilities shall be responsive in providing all documents, information, and items necessary for the completion of the report. The independent third party shall also include in the report a statement assessing the level of cooperation received from the utility during the development of the report and whether there were any material information requests that were not adequately fulfilled by the electrical utility. Any party to this proceeding shall be able to review the report including the confidential portions of the report upon entering into an appropriate confidentiality agreement. The commission and the Office of Regulatory Staff may not hire the same third party consultant or expert in the same proceeding or to address the same or similar issues in different proceedings.

Please take notice that the Commission, during its Special Commission Business Meeting on Monday, August 12, 2019, beginning at 10 a.m., will hear presentations from the following prospective consultants:

1. 10:00 a.m. - Dr. Carl Pechman: Director of National Regulatory Research Institute, National Association of Regulatory Utility Commissioners, Washington, DC (NRRI.org)
2. 11:30 a.m. - Richard Sedano: President, CEO, and Board Member at the Regulatory Assistance Project, Providence, Rhode Island Area Utilities
3. 1:00 p.m. - Paul Chernick: President, Resource Insight, Inc., Arlington, Massachusetts

Agenda - Special Commission Business Meeting

Scheduled August 12, 2019

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Copy to: All Commissioners
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Public Utility Analysts Department
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